

**BEFORE THE
GEORGIA GOVERNMENT TRANSPARENCY AND CAMPAIGN FINANCE COMMISSION
STATE OF GEORGIA**

IN THE MATTER OF

*

CASE NO.

*

*

WALTER CALLOWAY

*

22-0123-C

CONSENT ORDER

This matter comes before the Georgia Government Transparency and Campaign Finance Commission (“Commission”) pursuant to a Complaint filed by the Commission on August 17, 2022. Now, prior to an administrative hearing on this matter, Walter Calloway (“Respondent”) and the Commission agree to resolve the above-styled matter by a Consent Order under the terms and conditions described herein.

Findings of Fact

Respondent sought election to the office of Fulton County Sheriff during the 2020 election cycle. He filed his Declaration of Intention to Accept Campaign Contributions on April 17, 2019. He was the unsuccessful candidate in the June 9, 2020 primary election. During his tenure as a candidate, Respondent was subject to the rules and regulations of the Commission.

Respondent was required to report all campaign contributions and expenditures to the Commission by filing periodic Campaign Contribution Disclosure Reports (“CCDRs”) throughout the election cycle. O.C.G.A. § 21-5-34(c). In this matter, Respondent failed to file CCDRs for the following reporting periods: June 30, 2019; December 31, 2019; January 31, 2020; April 30, 2020; and June 30, 2020.

Respondent has cooperated with Commission staff during the pendency of this complaint and is now compliant with the Campaign Finance Act.

Conclusions of Law

1. Respondent violated O.C.G.A. § 21-5-34(c)(1)(B) by failing to timely file his June 30, 2019 CCDR.
2. Respondent violated O.C.G.A. § 21-5-34(c)(1)(B) by failing to timely file his December 31, 2019 CCDR.
3. Respondent violated O.C.G.A. § 21-5-34(c)(2)(A) by failing to timely file his January 31, 2020 CCDR.
4. Respondent violated O.C.G.A. § 21-5-34(c)(2)(A) by failing to timely file his April 30, 2020 CCDR.
5. Respondent violated O.C.G.A. § 21-5-34(c)(2)(A) by failing to timely file his June 30, 2020 CCDR.

Agreement

In resolving this matter, Respondent hereby agrees to the following:

Respondent agrees to pay to the Commission five (5) late fees in the amount of \$125.00, totaling \$625.00, and a civil penalty in the amount of \$625.00 for violating the Georgia Government Transparency and Campaign Finance Act. The total amount of \$1,250.00 shall be paid to the Georgia Government Transparency and Campaign Finance Commission on the following schedule: five monthly payments of \$250.00, beginning on May 1, 2023, with a payment to be made by the first day of each successive month until the total penalty is paid in full.

Respondent represents that the foregoing findings of facts are true, agrees with the conclusions of law, and further agrees to abide by all terms of this Order. By signing this Order, Respondent, waives any right to appeal pursuant to the procedures outlined in the Administrative Procedures Act (APA), O.C.G.A. § 50-13-1 *et. seq.*

Failure to comply with the terms herein, absent a showing of good faith, will constitute a willful and knowing violation of said terms by Respondent. Respondent's failure to comply with said terms shall constitute a breach of this agreement and thereby authorize the Commission to seek enforcement action against the Respondent in Superior Court. The parties agree that all costs and attorneys' fees incurred by the Commission in any enforcement action shall be assessed against Respondent pursuant to O.C.G.A. § 21-5-6(b)(14)(C).

The Commission adopts the foregoing findings of fact and conclusions of law and orders the implementation of the terms of this Consent Order.

Order Prepared and Presented by:



Timothy Baywal
Staff Attorney
Georgia State Bar No.: 460743



Walter Calloway
Respondent

SO ORDERED this 27th day of March, 2023.

Georgia Government Transparency and Campaign Finance Commission

BY:



James D. Kreyenbuhl, Chair